

RECEIVED

APR 06 2022

AT 8:30
WILLIAM T. WALSH, CLERK M

United STATES District Court
For The District of New Jersey

Michael Majette
Plaintiffs

} Civil Action: _____
vs _____

Commissioner Marcus Hicks
Commissioner Victoria L. Kohn
Administrator Patrick Nogan
Administrator — Gongi
Administrator — Sims
Administrator — Vera
S. I. D. John / Jane Doe
Custody John / Jane Doe
Rutgers Medical Service John / Jane Doe
Classification John / Jane Doe
Defendants

1A. Jurisdiction is asserted pursuant
to 42 U.S.C. § 1983 (Applies to state
prisoners).

1b. Indicate whether you are a prisoner or other confined person as follows: Convicted And state prisoner

2. Previously Dismissed Federal Civil Actions or Appeals

A Parties to previous lawsuit:

B. Court And docket number:

C. Grounds for dismissal:

D. Approximate date of filing lawsuit:

E. Approximate date of disposition:

3. Place of Present Confinement:
East Jersey STATE Prison Lock Bay R
RAYway, NJ 07065

4: Parties:

A. NAME of Plaintiff: Michael
Majette

Address: East Jersey STATE Prison Lock
BAG R Rayway, NJ 07065

Inmate: SBI# 905021B; state# 1164918

B. First Defendant:

NAME: Commissioner Marcus Hicks AND
Commissioner Victoria L Kuhn

OFFICIAL position: Oversees New Jersey
Department of Corrections

Place of employment: STATE of New Jersey
Department of Corrections Whittley Rd.
P.O. BOX 863 Trenton, NJ 08625-0863

Violation of Eighth Amendment:

Allowing defendants at Northern State Prison inflict cruel and unusual punishment by classify a younger inmate in cell with Plaintiff, that have a known Violet history AND use K2 synthetic weed, not following classification policy in placing inmates that are compatible with each other AND deliberate indifference to serious medical need at northern State Prison by allowing defendants not to follow policy afterwards of injuries suffer AND for not having a investigation done by S.I.D. or administration

Violation of Fourteenth Amendment:

Denied equal protection of law inmates similar situated like Plaintiff in providing safety to Plaintiff in restricted housing.

c. Second defendant:

Administrator(s) P. Nagan, — Gongi — Sims, — Vera.

Official Position: Oversees Northern STATE Prison AND enforce Policy implement by Commissioner of New Jersey

Place of employment: Northern State Prison 168 Frontage Newark, NJ 07114-2300

Violation of Eight Amendment cruel and unusual punishment failure to investigate the assault, injuries, deliberate indifference to a serious medical need allowing medical at Northern State Prison to deny medical attention after hospital stay at University hospital in Newark, NJ

Violation of Fourteenth Amendment: Denied equal protection of law inmates similar situated like Plaintiff, failure to

investigate assault on Plaintiff, failure to implement policy and procedure to classify Plaintiff in cell with non-Violet inmates or inmates who use drugs.

D. Third defendant:

Name: S.I.D. (Special) INtelligent Division John / Jane Doe

Official Position: Investigation Unit of inmates conduct, assault and Correctional Officers order by Administration or Commissioner of New Jersey

Place of employment: Northern STATE Prison 168 Frontage Newark, NJ 07114-2300

Violation of Eight Amendment: cruel and unusual punishment fail to investi-

gave the assult on Plaintiff, failure to administer any type of remedy due to serious nature of assault or hold anyone accountable, deliberate indifference to a serious medical need by not order medical defendant's John/the Doe to implement policy And procedure for proper medical attention And/or allowing classification to place Plaintiff life in danger by placing him in a cell with a Violet inmate And known Drug user

Violation of Farbedh Amendment:
Denied equal protection of the law
Other inmates in D restrictive housing
Similar situated like Plaintiff in
housing, medical attention and
safety.

E. Farth Defendant:

NAME: Custody John/ Jane Doe

OFFICIAL POSITION: Safety AND
Security of inmates at Northern
State Prison Restricted Housing Unit

PLACE OF EMPLOYMENT: Northern STATE
Prison 168 Frontage Newark, NJ 07114-
2300

Violation of Eight Amendment: cruel
and unusual punishment failure to
follow policy and procedure after assault,
contact S.I.D., file a injury report
after assault And deliberate indifference
to a serious medical need failure to
follow policy and procedure on inmate on
inmate assault.

Violation of Fourteenth Amendment:
Denied equal protection of the law inmates
similar situated like Plaintiff in

Administer help after assault, contact S.I.D. for investigation or filing any injury report pertain to assault.

F. Fifth Defendant:

Name : Rutgers Medical Service
John/Dave Doe LPN's / RN's

Official Position: Administer proper medical Attention to inmates at Northern State Prison including Restricted housing, follow up care and physical therapy.

Place of employment: Northern STATE
Prison 168 Frontage Newark NJ 07114-
2300

Violation of Eighth Amendment: cruel and unusual punishment failure to follow policy and procedure as a medical profession after assault (L.P.N.'s / R.N.'s)

deliberate indifference to a serious medical need after assault, failure to provide physical therapy after assault and proper medical care result into Plaintiff having a mental or medical disorder.

Violation of Fourteenth Amendment:

Denied equal protection of law inmates similar situated like Plaintiff in medical care, physical therapy and/or proper care pertain to New Jersey Dept. of Correction Medical policy

G: Sixth Defendant:

NAME: Classification John / Jane Doe

Official position: Classify inmates in cell with other inmates based on Age, height, weight, history of drug use and violent past or present.

Place of employment: Northern State
Prison 168 Frontage Newark, NJ 07114-
2300

Violation of Eight Amendment:

Cruel and unusual punishment placing Plaintiff in cell with a stronger inmate that double his size in weight, height violent and known drug user to assault, create major injuries to Plaintiff head, eyes, ankles, staples in his head and disfigurement of eye socket and/or other major medical issues not pertain to classification policy for New Jersey Department of Correction

Violation of Fourteenth Amendment:

Denied equal protection of the law inmates similar situated like Plaintiff in classify Plaintiff to be housed in cell that protect his safety from cell-mates.

5. I previously have sought informal or formal relief from the Appropriate administrative officials regarding the acts complained of in the statement of claims on Page 12-17.

Plaintiff file inquiry - grievance on October 20, 2020. and exhausted to Trenton Central office "Denied Relief". Plaintiff also file a Tort claim with Trenton Central Office on December 3, 2020 "Denied Relief".

6.

STATEMENT OF CLAIMS:

7. On or about October 14, 2020 Plaintiff was housed at Northern State Prison Restricted housing D3West classified by classification at Northern State Prison.

8. On or about October 14, 2020 Plaintiff was place in cell on D3 West Restricted housing Unit by classification at Northern State Prison.

9. Plaintiff was place in the cell with a larger inmate, double his size, taller than him, A known user of smoking K2 synthetic weed and violent to other inmates and for his cellies.

10. Plaintiff went to custody many times to be place in the cell with someone that didnt smoke K2 synthetic weed, his age bracket, nor violent was denied by custody on D3 West.

11. On or about October 14, 2020 2:00 p.m. Plaintiff woke up at Rutgers University hospital in Newark New Jersey prior to a

assault by his cellie from smoking K2 synthetic weed.

12. Plaintiff suffer severe head injuries, that require (4) staples to close wounds on his head, broken ankle, operation on his ankle with pins inside his ankle which require a cane to walk proper, tooth knock out-brace on upper tooth area where he can try eat proper, broken cheek bones, broken right orbit in right eye, operation on right eye and (3) broken ribs

13. These injuries have left Plaintiff in complication with medical issues, not remember things, constant headache, barely can walk or see

14. On or about October 20, 2020 Plaintiff was transfer back to

Northern State Prison from University health hospital in Newark New Jersey.

is Plaintiff was place in medical infirmary for about 2 days and only given a cane and for denied physical therapy for his injuries by medical defendants.

16. From October 14 - 20, 2020 Defendants at Northern State Prison never offer any investigation of what happen, file a injury report as required by New Jersey Department of correction policy and/or S.I.D. come and talk with Plaintiff

17. The defendants swept Plaintiff's assault under the rug, physical injury and turn a blind eye to serious medical injury Plaintiff have at this present moment.

18.

Relief

Plaintiff is been transfer to a halfway house called Liberty House 510 Liberty Street Camden, NJ 08104 from East Jersey STATE Prison Lock Bag R Payway, NJ 07065. Plaintiff need defendants to order Physical Therapy for his serious injuries to his right eye, ankle And for deem Necessary for Plaintiff to function in his daily Activities without cost.

19. Plaintiff ask that defendants not retaliate or in concert with Liberty House to violate him due to his physical injury under the A. D. A.
"American Disability Act"

20. A declaration that the acts and omissions described herein violated Plaintiff's rights under the

Constitutional and laws of the United States

21. Compensatory damages in the amount of \$ 500,000.00 against each defendant, jointly and severally.

22. Punitive damages in the amount of \$ 500,000.00 against each defendant.

23. A jury trial on all issues triable by jury.

24. Plaintiff's cost in this suit

25. Any additional relief this court deem just, proper and equitable

Dated: March 28, 2022

Michael Majette #905021B
Respectfully Submitted:

Michael Majette #905021B
IS/Michael Majette SBI#905021B
East Jersey STATE Prison
LOCK BAG R
RAYWAY, NJ 07065

Cert. of Service

I, Michael Majette hereby certify
that the legal document 42 USC 1983 is
true and correct 28th day of
March 2022 to following person(s):

Executed at Rayway, New Jersey
on 2022

Michael Majette
Signature:

Michael Majette
PRINT NAME